

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2147 - SB 2400

February 23, 2022

SUMMARY OF BILL: Increases the age of a victim whose testimony the court may allow to be taken outside the courtroom by means of two-way closed-circuit television from 13 years of age or younger to 18 years of age or younger.

Adds human trafficking offenses to those for which a court is required to extend an order of protection for a definite period of time if the allegation is proved by a preponderance of the evidence.

Requires the Department of Children's Services (DCS) to develop a policy to assist foreign national children suspected of being a victim of human trafficking. Requires DCS to develop, maintain and distribute to juvenile justice agencies, assessment tools to screen system-involved children at risk of human trafficking.

Prohibits prosecution for the offense of prostitution as a juvenile or as an adult, for a victim of trafficking for a commercial sex act under the age of 18 years of age.

Provides exception to certain restrictions on expunction for a victim of a human trafficking offense, at no cost to the individual.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The proposed legislation requires a victim of a human trafficking offense who applies for expunction to be at no cost to the individual.
- Pursuant to Tenn. Code Ann. § 8-21-401(d)(3), the court clerk is authorized to charge a fee up to \$100 for expungements.
- Public Chapter 200 of 2019 removed the \$180 fee for an individual petitioning the court for an expunction of certain criminal offenses and the \$350 fee for a defendant applying for expunction of an offense following the completion of a diversion program.
- There will not be a significant change in the number of petitions for expunction filed for state government to experience any change in revenue or expenditures.
- Based on information provided by the DCS, the proposed legislation will have no impact on the operations of the Department; therefore, any fiscal impact to DCS is estimated to be not significant.

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- There will not be a sufficient change in the number of prosecutions for state or local government to experience any significant change in revenue or expenditures.
- Any impact to the court system as a result of the proposed legislation is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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